



Docket No.: 04536/019001
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Takayuki Ono

Application No.: 10/625,005

Confirmation No.: 8435

Filed: July 23, 2003

Art Unit: 2627

For: APPARATUS AND METHOD FOR
CONTROLLING A FOCUS JUMP AND
LEVEL THEREOF IN A MULTILAYER
OPTICAL DISK

Examiner: G. Patel

PETITION TO WITHDRAW HOLDING OF ABANDONMENT
UNDER 37 CFR § 1.181 (a)

MS Issue Fee
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In response to the Notice of Abandonment of the above case for failure to timely pay the required Issue Fee and Publication Fee, the Applicant respectfully requests that the holding of abandonment be withdrawn. Applicant submits that the Issue Fee and Publication Fee were properly filed on Wednesday, June 20, 2007. A copy of the United States Postal Express Mail Airbill No. EM029486898US, along with the papers filed with the Issue Fee payment are enclosed with this request. Also, enclosed is a tracking receipt printed from the United States Postal Service website which shows the Issue Fee payment was delivered on June 21, 2007, to the U.S. Patent and Trademark Office and was signed for by A. Young.

Accordingly, because the Issue Fee and Publication Fee were paid within the three-month period to reply, withdrawal of the holding of abandonment and examination on the merits are respectfully requested.

Applicant believes no fee is due with this response. However, if a fee is due, please charge our Deposit Account No. 50-0591, under Order No. 04536/019001.

Dated: September 13, 2007

Respectfully submitted,

By 

Jonathan P. Osha
Registration No.: 33,986
OSHA · LIANG LLP
1221 McKinney St., Suite 2800
Houston, Texas 77010
(713) 228-8600
(713) 228-8778 (Fax)



Effective on 12/08/2004.
Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).

FEE TRANSMITTAL
For FY 2007

☐ Applicant claims small entity status. See 37 CFR 1.27

Complete if Known

Application Number	10/625,005-Conf. #8435
Filing Date	July 23, 2003
First Named Inventor	Takayuki Ono
Examiner Name	G. Patel
Art Unit	2627
Attorney Docket No.	04536/019001

TOTAL AMOUNT OF PAYMENT (\$) **1,700.00**

METHOD OF PAYMENT (check all that apply)

☐ Check ☒ Credit Card ☐ Money Order ☐ None ☐ Other (please identify):
☒ Deposit Account Deposit Account Number: **50-0591** Deposit Account Name: **Osha · Liang LLP**

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)
☐ Charge fee(s) indicated below ☐ Charge fee(s) indicated below, except for the filing fee
☒ Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17 ☒ Credit any overpayments

FEE CALCULATION

1. BASIC FILING, SEARCH, AND EXAMINATION FEES

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	
Utility	300	150	500	250	200	100	
Design	200	100	100	50	130	65	
Plant	200	100	300	150	160	80	
Reissue	300	150	500	250	600	300	
Provisional	200	100	0	0	0	0	

2. EXCESS CLAIM FEES

Fee Description	Fee (\$)	Small Entity Fee (\$)
Each claim over 20 (including Reissues)	50	25
Each independent claim over 3 (including Reissues)	200	100
Multiple dependent claims	360	180

Total Claims **Extra Claims** **Fee (\$)** **Fee Paid (\$)**
- 29 = x =

HP = highest number of total claims paid for, if greater than 20.

Indep. Claims **Extra Claims** **Fee (\$)** **Fee Paid (\$)**
- 6 = x =

HP = highest number of independent claims paid for, if greater than 3.

Multiple Dependent Claims
Fee (\$) **Fee Paid (\$)**

3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof	Fee (\$)	Fee Paid (\$)
- 100 =	/50 =	(round up to a whole number) x	=	

4. OTHER FEE(S)

	Fees Paid (\$)
Non-English Specification, \$130 fee (no small entity discount)	
Other (e.g., late filing surcharge): 1501 Utility issue fee	1,400.00
1504 Publication fee for early, voluntary, or normal ...	300.00

SUBMITTED BY	
Signature	Registration No. (Attorney/Agent) 33,986
Name (Print/Type) Jonathan P. Osha	Telephone (713) 228-8600
	Date June 20, 2007



Application No. (if known): 10/625,005

Attorney Docket No.: 04536/019001

Certificate of Express Mailing Under 37 CFR 1.10

I hereby certify that this correspondence is being deposited with the United States Postal Service as Express Mail, Airbill No. EM029486898US in an envelope addressed to:

MS Issue Fee
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

on June 20, 2007
Date

Signature

Sarah J. Buta

Typed or printed name of person signing Certificate

Registration Number, if applicable

(713) 228-8600
Telephone Number

Note: Each paper must have its own certificate of mailing, or this certificate must identify each submitted paper.

Fee Transmittal (1 page)
Payment by credit card. Form PTO-2038 is attached (1 page)
Transmittal Letter (2 pages)
Part B – Fee(s) Transmittal (1 page)
Charge \$1,700.00 to credit card
Return Receipt Postcard



Application No. (if known): 10/625,005

Attorney Docket No.: 04536/019001

Certificate of Express Mailing Under 37 CFR 1.10

I hereby certify that this correspondence is being deposited with the United States Postal Service as Express Mail, Airbill No. EM081243861US in an envelope addressed to:

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

on September 13, 2007
Date

Signature

Sarah J. Buta

Typed or printed name of person signing Certificate

Registration Number, if applicable

(713) 228-8600
Telephone Number

Note: Each paper must have its own certificate of mailing, or this certificate must identify each submitted paper.

Transmittal Letter (2 pages)
Request to Withdraw Holding of Abandonment w/ Attachments (10 pages)
Return Receipt Postcard



Docket No.: 04536/019001
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Takayuki Ono

Application No.: 10/625,005

Confirmation No.: 8435

Filed: July 23, 2003

Art Unit: 2627

For: APPARATUS AND METHOD FOR
CONTROLLING A FOCUS JUMP AND
LEVEL THEREOF IN A MULTILAYER
OPTICAL DISK

Examiner: G. Patel

TRANSMITTAL LETTER

MS Issue Fee
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Enclosed are the following items for filing in connection with the above-referenced Patent Application:

1. Request to Withdraw Holding of Abandonment (2 pages);
2. Copy of U.S. Express Mail Airbill No. EM029486898US (1 page);
3. Copy of Issue Fee Filing Package filed on June 20, 2007(6 pages); and
4. Copy of tracking receipt from USPS website showing delivery date and proof of signature.

Application No.: 10/625,005

Docket No.: 04536/019001

The Director is hereby authorized to charge any deficiency in the fees filed, asserted to be filed or which should have been filed herewith to our Deposit Account No. 50-0591, under Order No. 04536/019001.

Dated: September 13, 2007

Respectfully submitted,

By 

Jonathan P. Osha
Registration No.: 33,986
OSHA · LIANG LLP
1221 McKinney St., Suite 2800
Houston, Texas 77010
(713) 228-8600

[Home](#) | [Help](#)[Track & Confirm](#)

Track & Confirm

Search Results

Label/Receipt Number: **EM02 9486 898U S**
Status: **Delivered**

Your item was delivered at 9:52 am on June 21, 2007 in ALEXANDRIA, VA 22313. The item was signed for by A YOUNG.

Additional information for this item is stored in files offline.

[Restore Offline Details >](#)[Return to USPS.com Home >](#)

Track & Confirm

Enter Label/Receipt Number.

Notification Options

Proof of Delivery

Verify who signed for your item by email, fax, or mail. [Go >](#)



POSTAL INSPECTORS
Preserving the Trust

[site map](#)[contact us](#) [government services](#) [jobs](#) [National & Premier Accounts](#)
Copyright © 1999-2004 USPS. All Rights Reserved. [Terms of Use](#) [Privacy Policy](#)

EM029486898US

Mailing Label
Label 11-F, April 2004



UNITED STATES POSTAL SERVICE® Post Office To Addressee



8 US

DELIVERY (POSTAL USE ONLY)		Employee Signature	
Delivery Attempt	Time <input type="checkbox"/> AM <input type="checkbox"/> PM		
Mo. Day			
Delivery Attempt	Time <input type="checkbox"/> AM <input type="checkbox"/> PM		
Mo. Day			
Delivery Date	Time <input type="checkbox"/> AM <input type="checkbox"/> PM		
Mo. Day			

☐ **WAIVER OF SIGNATURE (Domestic Mail Only)** Additional merchandise insurance is void if waiver of signature is requested. I wish delivery to be made without obtaining signature of addressee or addressee's agent (if delivery employee judges that article can be left in secure location) and I authorize that delivery employee's signature constitutes valid proof of delivery.

☐ **NO DELIVERY** ☐ Weekend ☐ Holiday ☐ Customer Signature

Federal Agency Acct. No. or Postal Service Acct. No.

TO: (PLEASE PRINT) PHONE

MAIL STOP Issue Fee
COMMISSIONER FOR PATENTS
PO BOX 1450
ALEXANDRIA VA 22313-1450

13,228 8600

R STE 2800

TX 77010-2026

SJB (PB)

Customer Copy
Label 11-F, April 2004



EM 029486898 US



UNITED STATES POSTAL SERVICE®

Post Office To Addressee

ORIGIN (POSTAL SERVICE USE ONLY)			
PO ZIP Code 77057	Day of Delivery <input checked="" type="checkbox"/> Next <input type="checkbox"/> 2nd <input type="checkbox"/> 2nd Del. Day	Postage \$ 16.25	
Date Accepted 6-20-07	Scheduled Date of Delivery 6-21-07	Return Receipt Fee \$	
Mo. Day Year	Month Day	COD Fee	Insurance Fee
Time Accepted 1638	Scheduled Time of Delivery <input checked="" type="checkbox"/> Noon <input type="checkbox"/> 3 PM	\$	\$
<input type="checkbox"/> AM <input type="checkbox"/> PM	Military	Total Postage & Fees \$ 16.25	
Flat Rate <input type="checkbox"/> or Weight	<input type="checkbox"/> 2nd Day <input type="checkbox"/> 3rd Day	Acceptance Emp. Initials MIF	
290	Int'l Alpha Country Code		

DELIVERY (POSTAL USE ONLY)		
Delivery Attempt	Time <input type="checkbox"/> AM <input type="checkbox"/> PM	Employee Signature
Mo. Day		
Delivery Attempt	Time <input type="checkbox"/> AM <input type="checkbox"/> PM	Employee Signature
Mo. Day		
Delivery Date	Time <input type="checkbox"/> AM <input type="checkbox"/> PM	Employee Signature
Mo. Day		

☐ **WAIVER OF SIGNATURE (Domestic Mail Only)** Additional merchandise insurance is void if waiver of signature is requested. I wish delivery to be made without obtaining signature of addressee or addressee's agent (if delivery employee judges that article can be left in secure location) and I authorize that delivery employee's signature constitutes valid proof of delivery.

☐ **NO DELIVERY** ☐ Weekend ☐ Holiday ☐ Customer Signature

CUSTOMER USE ONLY
METHOD OF PAYMENT:
Express Mail Corporate Acct. No.

Federal Agency Acct. No. or Postal Service Acct. No.

FROM: (PLEASE PRINT) PHONE 713 228 8600
OSHA LIANG LLP
ONE HOUSTON CENTER ST
1221 MCKINNEY ST
HOUSTON TX 77057-2026

TO: (PLEASE PRINT) PHONE
MAIL STOP Issue Fee
COMMISSIONER FOR PATENTS
PO BOX 1450
ALEXANDRIA VA 22313-1450



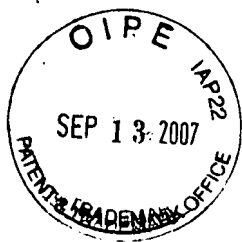
0453610001 SJB (PB)

FOR PICKUP OR TRACKING: Visit www.usps.com or Call 1-800-222-1811



FOR PICKUP OR TRACKING: Visit www.usps.com or Call 1-800-222-1811





Docket No.: 04536/019001
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Takayuki Ono

Application No.: 10/625,005

Confirmation No.: 8435

Filed: July 23, 2003

Art Unit: 2627

For: APPARATUS AND METHOD FOR
CONTROLLING A FOCUS JUMP AND
LEVEL THEREOF IN A MULTILAYER
OPTICAL DISK

Examiner: G. Patel

TRANSMITTAL LETTER

MS Issue Fee
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Enclosed are the following items for filing in connection with the above-referenced Patent Application:

1. Fee Transmittal (1 page);
2. Part B – Fee(s) Transmittal (1 page); and
3. Certificate of Express Mailing (1 page).

Application No.: 10/625,005

Docket No.: 04536/019001

The Director is hereby authorized to charge any deficiency in the fees filed, asserted to be filed or which should have been filed herewith to our Deposit Account No. 50-0591, under Order No. 04536/019001.

Dated: June 20, 2007

Respectfully submitted,

By 

Jonathan P. Osha
Registration No.: 33,986
OSHA · LIANG LLP
1221 McKinney St., Suite 2800
Houston, Texas 77010
(713) 228-8600